HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 9543 of 2006

17-08-2006

Between:

Karne Vasanth S/o Hanumaiah aged about 53 years Occ: Agriculture r/o Wankidi Mandal, Adilabad District. And 10 others.

..... PETITIONERS

AND

1 The Govt. of Andhra Pradesh Rep. By its Secretary, I & CAD Department, Secretariat, Hyderabad and three others.

.....RESPONDENTS

O R D E R :

The only grievance of the petitioners is that they are pattadars, owners and in possession of various extents of lands in various survey Numbers of Wankidi Kalan, Wankidi Mandal , Utnoor Revenue Division, Adilabad District and the respondents trespassed into their lands for the purpose of digging and construction of canal for Komarambeem Project (Ada) without initiating any proceedings under Land Acquisition Act (for short 'the Act') or any law for the time being in force.

Now a detailed counter affidavit has been filed by the respondent No.4 stating that the lands in question along with other lands admeasuring an extent of Ac.51.08 pertaining to Wankidi Kalan is required for left flank main canal of Komarambeem Project, Asifabad. The 3rd respondent-Special Deputy Collector of the project also deposited an amount of Rs.1303.00 lakhs and has surveyed the canals as per requisition and prepared Sub-Division Records of Lands and the same was approved by the Assistant Director (S & LRs) Adilabad. Soon after the proceedings are initiated under the Act and completed, the petitioners will be paid compensation as per law. As on date no work has been taken up for the purpose of digging the canal and the petitioners' possession has not been disturbed.

In the facts and circumstances of the case and in view of the above submission, I deem it appropriate to dispose of the writ

petition directing

the respondents not to interfere with the peaceful possession and enjoyment of the petitioners till Section 4(1) notification is published and possession is taken over under the Act.

With the above direction, the writ petition is disposed of. No costs.

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17-08-2006

Mjl/*